

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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YAO FIDELE KOUADIO,	:	
	:	
Plaintiff,	:	
	:	24 Civ. 5156 (JPC)
-v-	:	
	:	<u>ORDER</u>
BCPE EMPIRE TOPCO, INC., <i>et al.</i> ,	:	
	:	
Defendants.	:	
	:	
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JOHN P. CRONAN, United States District Judge:

Under the terms of the Court's August 12, 2024, order at Docket Number 6, the parties were required to submit a joint letter to the Court by August 28, 2024, addressing the following in separate paragraphs:

- (1) A brief statement of the nature of the action and the principal defenses thereto;
- (2) A brief explanation of why jurisdiction¹ and venue lie in this Court;
- (3) A brief description of all outstanding motions and/or all outstanding requests to file motions;
- (4) A brief description of any discovery that has already taken place, and that which will be necessary for the parties to engage in meaningful settlement negotiations;
- (5) A list of all prior settlement discussions, including the date, the parties involved, and the approximate duration of such discussions, if any;
- (6) The estimated length of trial; and
- (7) Any other information that the parties believe may assist this Court in resolving the action.

¹ As Defendants invoke this Court's diversity jurisdiction in their notice of removal, Dkt. 1 ¶ 1, and one Defendant appears to be a limited liability company, the parties are directed to address specifically whether the notice of removal sufficiently alleges the citizenship of that limited liability company. See *Catskill Litig. Trust v. Park Place Entm't Corp.*, 169 F. App'x 658, 659 (2d Cir. 2006) ("[T]he citizenship of a limited liability corporation is determined by reference to the citizenship of its members."); accord *Handelsman v. Bedford Village Associates Limited Partnership*, 213 F.3d 48 (2d Cir. 2000).

Dkt. 6 at 1-2. By that same date, the parties were also required to submit to the Court a proposed case management plan and scheduling order, a template of which is available at <https://www.nysd.uscourts.gov/hon-john-p-cronan>. *Id.* at 2. That deadline has passed, and the docket does not reflect the entry of such a joint letter. The Court *sua sponte* extends the deadline for the joint letter to August 30, 2024. If the parties have not filed a joint letter by that date, the Court will order the parties to appear for a status conference on this matter.

SO ORDERED.

Dated: August 29, 2024
New York, New York



JOHN P. CRONAN
United States District Judge